

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

Case Nos. 17-1226 and 17-1234

HENDRICKSON TRUCKING COMPANY

Petitioner,

v.

NATIONAL LABOR RELATIONS BOARD

Respondent.

INTERNATIONAL BROTHERHOOD OF
TEAMSTERS (IBT), Local 1038,

Intervenor

**INTERVENOR'S JOINDER IN BRIEF FOR
THE NATIONAL LABOR RELATIONS BOARD**

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Counsel for Intervenor Teamsters Local 1038

Intervenor, International Brotherhood of Teamsters, Local 1038 hereby joins in the Brief of the National Labor Relations Board in this matter.

As the Board properly found, the Company violated the Act by implementing its final offer without bargaining to a good-faith impasse, failing to provide the Union with relevant information it requested, refusing to reinstate employees who engaged in an unfair labor practice strike resulting from the Company's unlawful implementation, and refusing to resume bargaining upon request of the Union. These findings are supported by substantial evidence. Moreover, the Board properly rejected the Company's argument that the Administrative Law Judge lacked authority to issue the decision and recommended order. There is no reason to overturn any of these findings and the Board's Order should be enforced in full.

Dated: July 2, 2018

Respectfully submitted,

McKNIGHT, CANZANO, SMITH,
RADTKE & BRAULT, P.C.

By: /s/ John R. Canzano
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CERTIFICATE OF COMPLIANCE

Pursuant to Fed. R. App. P. 32(g)(1), I certify that the attached JOINDER IN BRIEF FOR THE NATIONAL LABOR RELATIONS BOARD was prepared with a proportionately spaced font, with a typeface of 14 point, and contains 128 words. Dated: July 2, 2018

Respectfully submitted,

McKNIGHT, CANZANO, SMITH,
RADTKE & BRAULT, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that on July 2, 2018, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the appellate CM/ECF system. I further certify that the foregoing document was served on all parties or their counsel of record through the CM/ECF system.

Respectfully submitted,

McKNIGHT, CANZANO, SMITH,
RADTKE & BRAULT, P.C.

By: /s/ John R. Canzano

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Dated: July 2, 2018